IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY SECOND DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HONOURABLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.19517 of 2003

Between:

Aga Reddy, S/o.I.Ramana Reddy,
R/o. plot No.1352, Road No.68, Jubilee Hills, Hyderabad.

...PETITIONER

AND

1. The Government of A.P., rep.by its Secretary, Municipal Administration Department, Secretariat, Hyderabad.
2. The Municipal Corporation of Hyderabad, rep.by its Commissioner, Tank Bund Road, Hyderabad.
3. The Commissioner of Municipal Administration, A.P., Hyderabad.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus directing the respondents herein not to either dismantle or remove or destroy either the fencing erected or the greenery developed by the petitioner abutting to his house and plot No. 1352 on the road No.68 of Jubilee Hills cooperative Housing society, Hyderabad.

Counsel for the Petitioner: MR.S.SRI RAM

MR.M.PRASADA RAO

Counsel for the Respondents: GP FOR MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT.

The Court made the following:

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ORDER:

Sri M.Prasada Rao, learned counsel representing Sri S.Sri Ram, learned counsel for the petitioner seeks permission to withdraw the Writ Petition, as the cause of action does not survive. Permission is accorded. The Writ Petition is dismissed as withdrawn with liberty to file fresh petition if so advised.

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(V.V.S.RAO, J)

22nd July 2004

RRB

ASSISTANT REGISTRAR

//True Copy//

ASSISTANT REGISTRAR

Copies To:

1. The Secretary, Government of A.P., Municipal Administration Department, Secretariat, Hyderabad.

2. The Commissioner, Municipal Corporation of Hyderabad, Tank Bund Road, Hyderabad.

3. The Commissioner of Municipal Administration, A.P., Hyderabad.

4. Two CCs to G.P. for Municipal Administration and Urban Development.

5. Two CD copies.